

BUTLER AND WEST END FILE STIPULATION

DEFENDANT MAY ENTER TERRITORY OF PLAINTIFF AND EXTRACT ORE WITHIN CERTAIN LIMITS; IMPOUND PROCEEDS

In the case of Jim Butler, Tonopah Mining company, plaintiff, versus West End Consolidated Mining company, defendant, stipulation was filed this morning in the district court. Briefly, the following is a synopsis of this interesting document:

Whereas the court has rendered and filed its opinion and findings of fact and conclusions of law and judgment in favor of defendant, granting it ownership and right to the ore bodies in dispute, and right to mine extralaterally on the vein in dispute between defined planes and to enter said veins beneath the surface of the Eureka and Curtis claims, and whereas the object of this stipulation is to permit the defendant, pending appeal, to mine and mill such ore and dispose of the bullion extracted, and whereas said plaintiff has signified its intention of moving for a new trial and taking appeal and, whereas by permitting defendant to work said ores the necessity of applying for an injunction pending appeal will be obviated, together with giving bond, it is therefore stipulated that:

The defendant may proceed to mine and mill ores and sell the product of the vein that is the subject of litigation, and that the net proceeds be im-

pounded and placed in escrow on deposit with the Central Savings bank of Oakland, or such other bank as may be agreed upon, to remain at interest until thirty days after the supreme court of Nevada shall have rendered its decision, to be then paid over to the defendant in case the supreme court affirms judgment, and in case judgment is rendered by the supreme court in favor of the plaintiff, that the money be paid to the plaintiff thirty days after the decision is rendered. In case a new trial is granted the impounded money shall be held in escrow until final judgment is entered in the supreme court of Nevada.

In the event that either party shall take an appeal or sue out a writ of error to the supreme court of the United States, the losing party may apply to the supreme court of Nevada or of the United States to preserve the impounded money pending appeal. The defendant stipulates that it will

(Continued on Page Two.)

JIM BUTLER COMPANY TO APPEAL CASE

Notice of intention to move for a new trial in the case of the Jim Butler Tonopah Mining company versus the West End Consolidated Mining company was served today by the

plaintiffs, also notice of motion for a new trial, to be heard June 17, together with memoranda of errors relied upon by the plaintiff on its motion for a new trial.

WASHINGTON CALM AND DISPLAYS AN AIR OF ASSURANCE

PRESIDENT PLAYS GOLF WHILE AWAITING REPLY FROM GERMANY

(By Associated Press.) WASHINGTON, June 12.—Official Washington has seemed to settle down with an air of confidence to await Germany's reply. The president played golf today and many members of the cabinet were out of the city. There is a marked relaxation of the intensity which pervaded official circles during the preparation of the note and on account of Mr. Bryan's resignation. Throughout official circles there is an optimistic feeling that the United States has opened the way for Berlin to continue peaceful relations. No reply is expected for two weeks and it is believed that Berlin will await the arrival of Anton Meyer-Gerhardt, special emissary of Ambassador Bernstorff.

ISSUES A CHALLENGE

Jack Bratton informs the Bonanza that he has \$250 to put up as a side bet to fight any man of his weight in the world in Tonopah on July 5th, excepting Roy Moore.

FOR RENT—Three-room furnished house to rent, close in. Mrs. Owens. 386J1212

Many Medals For Nevada

SAN FRANCISCO, June 12.—Nevada was not only awarded the grand prize for its exhibits of economic minerals at the exposition, but exhibitors in the mining department received 28 medals. Nevada exhibitors in the department of agriculture were awarded 31 medals.

CHARMING TOILETS AT JUNIOR PROM

SOCIAL FEATURE OF CLOSE OF SCHOOL YEAR PRONOUNCED SUCCESS

Last evening a very joyous crowd gathered at the Elks' home to enjoy the phantasies of the ball room. Dancing was in vogue until the early morning hours. The hall was decorated in purple and white streamers which looked very beautiful, giving the committee much praise for its work. Owing to the boxing exhibition, the dance was destined to start at 9:30. But, notwithstanding that fact, a large crowd assembled long before the musicians arrived to play the latest in the world of music.

The programs were small but exceedingly dainty and very cleverly arranged. They were decorated in purple and white with the face designed in gold on a white background. Many charming spring creations made their appearance; blue, yellow and pink being the favorite colors. The styles of hairdressing well matched the wearer's gown.

NORWEGIAN GIRL WINS SINGLES FOR CHAMPIONSHIP

(By Associated Press.) PHILADELPHIA, June 12.—Molla Bjurstedt, a young Norwegian star, today won the lawn tennis singles championship of the United States by defeating Mrs. George Wightman, formerly Hazel Hotchkiss of California.

WEST END DIVIDEND

The fourth dividend, recently declared by the West End Consolidated Mining company, will be paid on June 25. The books will be closed at 4 o'clock on the afternoon of June 18 and will reopen on the morning of June 25 for transfer.

BIRTH OF A SON

A boy was born today to the wife of C. D. Bishop, who is employed as a miner in the Belmont. It is a husky lad, tipping the beam at 10½ pounds.

C. D. MURRAY of Indianapolis is in Tonopah on a business errand.

TWO BIG BATTLES

Some Disapproval of Both Decisions

TEN ROUNDS EACH

ALL FOUR FIGHTERS ROUGH SHOE IT FROM THE TAP OF THE GONG—BRATTON IS STRUCK LOW

A crowd of about eleven hundred people witnessed two hard fought battles in the Air dome last night. Both were ten round goes and each was declared a draw. Some dissatisfaction with the grade teachers' decisions. The first go was between Jack Dempsey and Johnny Sundenberg and the second between Roy Moore and Jack Bratton. Goldfield was well represented at the ringside, about sixty coming over by special train, while there were eight or ten auto loads from the gold camp.

Preliminary by Rounds

Round 1—Dempsey's mass attacks and Sundenberg's unpreparedness resulted in three floorings and one slip. Evidently Sundenberg's ambition to end the battle before his antagonists could recover his defense. Superior height and reach, together with Johnny's crouching position, prevented return of blows. Upstairs to jaw set local man groggy. Jack swings twice to face, missing both, then left jab and right to face. Sundenberg takes count on right to jaw. Again takes count on right to body and right, left and right to jaw. Again downed on two to stomach. Sundenberg misses swing and is fought to ropes. Sundenberg lands to face as going sounds.

Round 2—Jack puts left to face and misses right swing. Sundenberg accepts left jab and swings wildly in return. Nearly goes through ropes. Takes right to face and hangs on to avoid further punishment. Dempsey drives right to face, repeats. Sundenberg returns left and right to stomach. Interchange to head. Sundenberg to jaw.

Round 3—Dempsey twice misses swings. Sundenberg gets under them and closes in. Sundenberg is fought to his corner. Two rights to Dempsey's jaw and one to Sundenberg's. Johnny's defense improves. Dempsey to body and Johnny rests on his shoulder. Dempsey upercuts on ropes.

Round 4—Sundenberg lands to body. Dempsey twice to face. Fight with one arm free. Short jabs freely exchanged, but punches light. Dempsey puts two to belly. They exchange to face. Dempsey very tired. Each neglects openings. Dempsey money still in evidence. Both complain of low blows.

Round 5—Dempsey lands on ribs, misses swing and then gets in right and left to jaw that sends Johnny's head bouncing, but he takes punishment well and ducks cleverly. Sundenberg puts three light ones to jaw and tries for a sleeping powder, missing by a hair's breadth, then takes one on jaw, one to body and right and left to head.

Round 6—Three to Johnny's head. Sundenberg misses uppercut. To Sundenberg's head and body. Johnny solely on defensive. He regains his strength by holding on and taking short punches in the kidneys. Sundenberg after breakaway gets in two telling blows to neck and body, receiving one on jaw.

Round 7—Johnny lands heavy over heart, jabs exchanged. Sundenberg accepts on jaw, face and body. Sundenberg again wrestles. Swings exchanged, both missing.

Round 8—Two rights are landed on Sundenberg's jaw, both are returned with interest. Sundenberg lands heavily on Dempsey's digestive apparatus. Dempsey works right like a sledgehammer and Johnny gets quite groggy. Heavy smash to Sundenberg's jaw. Round 9—Dempsey misses twice, then upercuts twice. Punch lands on Dempsey's belly. Dempsey overreaches and lands on Sundenberg's face with his arm. Right to Sundenberg.

(Continued from Page 2.)

RUSSIANS RECOVER

Allies Successful On Three Frontages

BATTLE TIDE TURNS

TEUTONS LOSE GROUND, SAYS AN OFFICIAL PETROGRAD REPORT, ON BOTH RUSSIAN AND ITALIAN FRONTS

(By Associated Press.) LONDON, June 12.—On three of the principal battle fronts successes for the allies are reported—on the Russian and Italian fronts, and in Gallipoli. Recent claims that the tide of battle has turned in Galicia is accentuated by the Petrograd official statement. It is said that the Austro-Germans south of Lemberg have sustained severe defeats. The capture of several villages is announced. Many prisoners and much material of war were taken. The Italians have reported the capture of Gradisca. The advance across the Lsonzo continues.

HE LOSES HIS LIFE

William C. Hunter is Killed In Mine

OLD SHOT IS FIRED

TWO OTHERS KILLED WHEN TONOPAH MINING MAN IS VICTIM OF SAD ACCIDENT

William C. Hunter, a former resident of Tonopah and a man who made a host of friends here, met his death yesterday in a tragic accident near Nevada City, California. With two other men as assistants he was engaged in sampling the Columbia mine when he picked into a cut hole which was fired. The other two men, whose names cannot be learned, were also killed.

Mrs. Hunter and their two children, who had been living at Reno for some time, had just joined Mr. Hunter before the day of the accident. No arrangements have yet been made for the funeral, but it will probably take place on the coast.

The deceased was at one time assistant superintendent of the Montana Tonopah mine. He was also employed by the Tonopah Extension and Tonopah Mining companies. He was a brother-in-law of Kenneth Booth of Reno and was a relative of Chief of Police Evans of Tonopah. His parents and a brother, Walter, reside on the coast.

REFUGEES REACH VERA CRUZ

(By Associated Press.) VERA CRUZ, June 12.—Five hundred foreigners, refugees from Mexico City, reached Vera Cruz late yesterday on a special train. About one-third of the party was made up of Americans.

TO FORM ATHLETIC CLUB

A number of business men of Tonopah held an informal meeting this morning and decided to form an athletic club for the purpose of pulling off boxing exhibitions in this city.

TODAY AND A YEAR AGO

	1915	1914
Official readings of the thermometer by the United States observer at Tonopah:		
5 a. m.	37	50
9 a. m.	48	61
12 noon	54	68
2 p. m.	59	73

VILLA IS WILLING

Carranza Also Asked To Cooperate

WILL HELP MEXICO

PLAN TO WORK TOGETHER TO AID IN SOLUTION OF PROBLEMS AFFECTING WELFARE OF COUNTRY

(By Associated Press.) EL PASO, June 12.—Villa, in a note to President Wilson, expresses his willingness "to invite a new union of all Mexicans to work together to insure the triumph of revolutionary principles, and especially to solve the agrarian problem and extension of instruction among the poorer classes." The note, which is in reply to a recent communication sent to Villa and other leaders, is expected to be presented to the state department soon. Another Villa note has been sent to Carranza, asking the latter to agree to a conference with the leaders of Mexico, "to unite and reorganize." The note says that the propositions are being dispatched to Zapata, Gonzales and Garza.

(By Associated Press.)

WASHINGTON, June 12.—General Carranza has issued a proclamation at Vera Cruz making a bid for recognition by the United States. John Silliman, the personal representative of President Wilson in Mexico, has telegraphed its text to the state department. The proclamation calls on other factions to affiliate with his government. It claims that Carranza now controls nine-tenths of the population and seven-eighths of the territory of Mexico. It sets forth the following principles: Guaranty of foreigners of the rights to which they are entitled under the laws of Mexico; indemnity for property damaged during the revolution; restoration of peace and order; that a national congress should be called for the election of a president.

MARINES LANDED TO PROTECT AMERICANS

COLONISTS ARE AGAIN BESEIGED BY HOSTILE YAQUIS

(By Associated Press.) DOUGLAS, Ariz., June 12.—A Nogales message says that rifles and machine guns are being landed from American cruisers on the west coast of Mexico to aid the American colonists at Esperanza who are again besieged by Yaqui Indians. Officials are threatening to land 500 marines if Governor Maytorena does not furnish protection.

VESSELS SUNK BUT CREWS ARE RESCUED

(By Associated Press.) LIVERPOOL, June 12.—The Britisher Leuctra was today submerged. The crew was rescued.

(By Associated Press.) LONDON, June 12.—Three more trawlers were today submerged in the waters near the British Isles. The crews were rescued.

TORPEDO DESTROYER GOES DOWN IN NORTH SEA

(By Associated Press.) CONSTANTINOPLE, June 12.—It is officially announced that a Russian torpedo boat destroyer was sunk in the Black sea by the Turkish cruiser Midullu, formerly the German cruiser Breslau.

FRANK WARD IMPROVING

Frank H. Ward of the Bonanza staff, who left for the coast last Sunday to recuperate, writes that he is eating like a horse and putting on flesh. He will not return to Tonopah until his health is fully restored.

EFFORT TO SAVE LIFE

Frank's Commutation Is Sought For

NEGRO IS CHARGED

DEFENDANT, ACCORDING TO HIS ATTORNEYS, COULD NOT HAVE COMMITTED THE CRIME

(By Associated Press.) ATLANTA, June 12.—The attorneys for Leo Frank today began before Governor Slaton their final effort to secure the commutation of their client's death sentence to life imprisonment. Attorney Howard said he expected to show that Frank logically could not have had a part in Mary Phagan's murder. "We shall undertake to show that James Conley, a negro, killed her," he said.

ARMY HORSES IN A MAD NIGHT STAMPEDE

GIVE EVIDENCE OF WHAT THEY MIGHT DO WHEN UNDER FIRE

(By Associated Press.) ALTON, Ill., June 11.—Five thousand horses intended for the French and British armies were frightened by an electrical storm last night and broke from their stockade. They trampled on gardens and lawns and destroyed fences and young trees. They overran East Alton, Benbow City and Woodriver. They delayed a passenger train. When the headlight of the locomotive showed that the horses were blocking the track, the crew opened fire, killing several. Officers are scouring the country to gather up the stampeded animals.

COLORADO RIVER GOES ON RAMPAGE

(By Associated Press.) CALEXICO, June 12.—The Colorado river has broken through a levee in Lower California, washing out 300 feet of embankment. The resultant flood has assumed a serious aspect. Appeals for aid are made to the California Development company.

ATTACKS BY RUSSIANS HAVE BEEN REPULSED

(By Associated Press.) BERLIN, June 12.—Russian attacks in Galicia have been repulsed. The Austro-Germans have recaptured Zuzrawna.

NEW TRAIN SCHEDULE

Beginning June 15, train No. 24 will arrive in Tonopah at 7:50 and will leave at 8:10. No. 23 will arrive at 9:42 a. m. and leave at 9:52.

BUTLER THEATRE TONIGHT

"THE SNOWBURNER"

three-reel drama

HEARST SELIG WEEKLY

an Added Attraction

Dare Devil ART SMITH

Looping the Loop at Midnight

Defying Death

Lezotte & Hedges

In a change of the latest songs

Night Show starting 7:15

Admission 10 cents